IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.5282 OF 2007

Waman Ramchandra Balgi & Ors. : Petitioners

V/s.

The Board of Trustees of Port of Mumbai & Ors. : Respondents

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Mr.M.P.Vashi i/b. M/s.M.P.Vashi & Associates for the petitioners.

Mr.U.J.Makhija i/b. M.V.Kini & Co., for respondent no.1.

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CORAM : S.A. BOBDE, J.

DATE : AUGUST 09, 2007.

P.C.

1. After hearing the matter for sometime, it seems appropriate to pass the following order:-

O R D E R

The amount of deposit directed by the Court which is admittedly made on the basis of claims from 1967 shall stand reduced. The petitioners shall pay compensation from the year 1982 till date in four equal monthly instalments payable on the 5th day of every month commencing from 5th September, 2007. In the event of failure of the petitioners to deposit two consecutive

instalments, the stay shall stand automatically vacated

without reference to Court. All contentions regarding the rights and liabilities in regard to the amount of compensation are left open for determination in the appeal. Hearing of the revision is expedited.

2. The Writ Petition stands disposed of.

S.A. BOBDE, J.